



Attorney Docket No.: 3997P010

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:)
Gilbert Grosdidier, et al.) Examiner: Ly, Anh Vu H.
Application No.: 09/854,321) Art Unit: 2616
Filed: May 11, 2001)
For: METHOD FOR DETAILING)
NETWORK CONGESTION AND)
LINK CAPACITIES)

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

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Enclosed is a copy of Information Disclosure Citation Form PTO-1449 or PTO/SB/08 together with copies of the documents cited on that form, except for copies not required to be submitted (e.g., copies of U.S. patents and U.S. published patent applications need not be enclosed). It is respectfully requested that the cited documents be considered and that the enclosed copy of Information Disclosure Citation Form PTO-1449 or PTO/SB/08 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

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Pursuant to 37 C.F.R. § 1.97, this Information Disclosure Statement is being submitted under one of the following (as indicated by an "X" to the left of the appropriate paragraph):

XXX 37 C.F.R. §1.97(b).

_____ 37 C.F.R. §1.97(c). If so, then enclosed with this Information Disclosure Statement is one of the following:

_____ A statement pursuant to 37 C.F.R. §1.97(e) or

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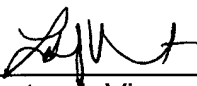
(2) A check for \$180.00 for the fee under 37 C.F.R. §1.17(p) for submission of the Information Disclosure Statement.

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BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Date: January 26, 2007



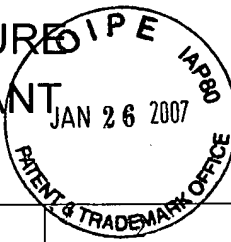
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(408) 720-8300

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

**Complete if Known**

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|------------------------|--------------------|
| Application Number | 09/854,321 |
| Filing Date | May 11, 2001 |
| First Named Inventor: | Gilbert Grosdidier |
| Art Unit | 2616 |
| Examiner Name | Ly, Anh Vu H. |
| Attorney Docket Number | 3997P010 |

 Sheet **1** of **1**
U.S. PATENT DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Document Number | | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
|--------------------|-----------------------|--|--------------|--------------------------------|--|--|
| | | Number-Kind Code ² (If known) | | | | |
| | | US- | 5,439,483 | 08/08/1995 | Duong-Van | |
| | | US- | 7,072,297 B2 | 07/04/2006 | Grosdidier et al. | |
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FOREIGN PATENT DOCUMENTS

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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SENT FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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| Substitute for Form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i> | | | | Complete if Known | |
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| | | | | Art Unit | 2616 |
| | | | | Examiner Name | Ly, Anh Vu H. |
| Sheet | 2 | of | 2 | Attorney Docket Number | 3997P010 |
| NON PATENT LITERATURE DOCUMENTS | | | | | |
| Examiner Initials* | Cite No ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published | | | T ² |
| | | John Nagle, "On Packet Switches with Infinite Storage," Network Working Group, Internet Engineering Task Force, RFC 970 (1985) | | | |
| | | Van Jacobson and Michael J. Karels, "Congestion Avoidance and Control," Proceedings of SIGCOMM '88, ACM, Stanford, CA (August 1988) | | | |
| | | W. Richard Stevens, "TCP/IP Illustrated, Volume 1: The Protocols," Addison-Wesley Publishing Company, pp. iii-xiv and 275-322 (1994) | | | |
| | | Gary R. Wright and W. Richard Stevens, "TCP/IP Illustrated, Volume 2: The Implementation," Addison-Wesley Publishing Company, pp. vi-xviii and 817-1005 (1995) | | | |
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| WIPO ST.16 Kind Codes | Kind of document | Comments |
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| A1 | Patent Application Publication | Pre-grant publication available March 2001 |
| A2 | Patent Application Publication (Republication) | Pre-grant publication available March 2001 |
| A9 | Patent Application Publication (Corrected Publication) | Pre-grant publication available March 2001 |
| B1 | Patent | No previously published pre-grant publication |
| B2 | Patent | Having a previously published pre-grant publication and available March 2001 |
| C1, C2, C3... | Reexamination Certificate | Previously used codes B1 and B2 are now used for granted Patents |
| E | Reissue Patent | No change |
| H | Statutory Invention Registration (SIR) | No change |
| P1 | Plant Patent Application Publication | Pre-grant publication available March 2001 |
| P2 | Plant Patent | No previously published pre-grant publication |
| P3 | Plant Patent | Having a previously published pre-grant publication and available March 2001 |
| P4 | Plant Patent Application Publication (Republication) | Pre-grant publication available after March 2001 |
| P9 | Plant Patent Application Publication (Corrected Publication) | Pre-grant publication available March 2001 |
| S | Design Patent | No change |



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REQUEST FOR EXAMINER INITIALS

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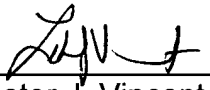
Applicants request that the Examiner initial the cited documents on Form PTO-1449 submitted with an Information Disclosure Statement filed October 9, 2006 in the present application and return a photocopy of that initialed Form PTO-1449 to applicants. Applicants request the Examiner's initials in order to show consideration of the cited references.

A photocopy of the previously-submitted Form PTO-1449 is included herewith
without copies of the previously submitted references.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: January 26, 2007



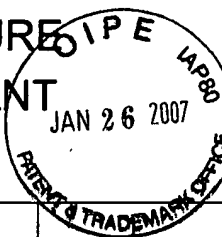
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|--------------------|-----------------------|--|-----------------|--------------------------------|--|--|
| | | Number-Kind Code ² (if known) | | | | |
| | | US- | 2002/0099854 A1 | 07-25-2001 | Jorgensen | |
| | | US- | 2002/0169880 A1 | 11-14-2002 | Loguinov, et al. | |
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